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UNITED STATES COURT OF APPEALS

FOR THE THIRD CIRCUIT
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9/14/01
TELEPHONE
215-597-2995MD - Harrisburg
(District)

Clerk of District Court

Date 8/27/01Gaines v. Zenk, et al.
(Caption)C. OF A. NO. 01-2902Robert A. Gaines
(Appellant)01-cv-183
(D.C. No.)

Rambro

Enclosures:

8/27/01
(Date)

Certified copy of C. of A. Order by the Court/Clerk

Released (Record) (Supplemental Record - First - Second - Third)

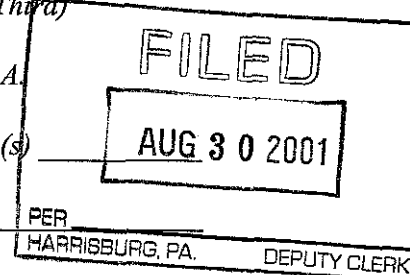
Copy of this form to acknowledge receipt and return to C. of A.

Record not released at this time until appeal(s) closed at No. (s)

Please forward Certified List in Lieu of Record to this office.

The certified copy of order issued as the mandate on _____
is recalled.Dannette M. Gunning
Administrative Manager267-299-7914
Telephone Number

Receipt Acknowledge:

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(Name)8/30/01
(Date)

EPS-354

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

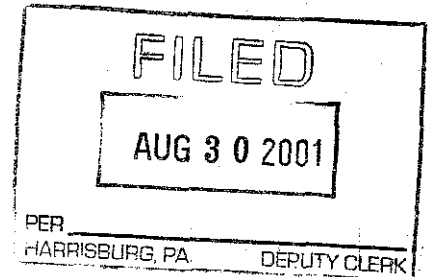
C.A. No. 01-2902

ROBERT A. GAINES

vs.

MICHAEL ZENK, et al.

(M.D.Pa. CIV. NO. 01-CV-00183)



Present: Marcia M. Waldron, Clerk

Submitted is Appellant's affidavit in support of motion to proceed in forma pauperis, which is treated as a motion for leave to appeal in forma pauperis pursuant to Rule 24, Federal Rules of Appellate Procedure;

in the above-captioned case.

MMW/as

ORDER

The foregoing motion to proceed in forma pauperis is granted. This appeal will be submitted to a panel of the Court for determination under 28 U.S.C. § 1915(e)(2). The Court also will consider any other appropriate action, such as affirmance of the order of the District Court. See Third Circuit Internal Operating Procedure 10.6.

A True Copy

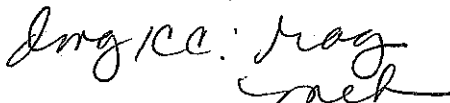

Deputy Clerk

For the Court,



Clerk

Dated: AUG 27 2001


Jmg/CC: rag
sach